**THE HON'BLE SRI JUSTICE C.V.RAMULU**

W.P.No.12158 of 2002

**ORAL ORDER:**

This writ petition is filed seeking a Mandamus declaring the action of the respondents 1 and 2 in not registering the case against respondents 3 and 4 as arbitrary and illegal and consequently direct the respondents 1 and 2 to register criminal case against them.

It is the case of the petitioner that he had given a written complaint to the respondents 1 and 2 for taking appropriate action against the respondents 3 and 4 under Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, but they refused to give acknowledgement, hence, he gave similar complaint to the Mandal Revenue Officer, who acknowledged the same. According to the petitioner, the respondents 1 and 2 are bound to register the crime, which is a cognizable offence, but they are not registering the same till date.. Hence this writ petition.

A detailed counter affidavit has been filed by the respondents 1 and 2 stating that the petitioner wants to take revenge against respondents 3 and 4 to grab the disputed land from them by making false representations. As per the physical verification, respondents 3 and 4 are the owners and are in possession of the land to an extent of Ac.2-19 guntas in Sy.No.247 situated on the northern side of the National Highway No.9 Road at Bechirag Madharam village as per the revenue records. In fact, previously Government allotted the land to an extent of Ac.0-30 guntas to Sai Seva Samithi in Sy.No.247 on the southern side of N.H.No.9 road, but the petitioner falsely claimed the land in Sy.No.247 on the northern side of N.H.No.9, which belongs to respondents 3 and 4. The dispute regarding 30 guntas of land alleged to have been allotted to Sai Seva Samithi, Suryapet between the petitioner and respondents 3 and 4 has been pending on the file of the Junior Civil Judge, Suryapet, which is purely in civil nature and no

offence is made out in the complaint given by the petitioner on 22.6.2002 against respondents 3 and 4. The respondents 1 and 2 never interfered with the life, liberty and property of the petitioner at any time.

In view of the above, the writ petition is devoid of merits and liable to be dismissed and accordingly dismissed. No order as to costs.

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C.V.RAMULU, J

Date: 4.7.2007

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**THE HON'BLE SRI JUSTICE C.V.RAMULU**

W.P.No.12158 of 2002

4.7.2007

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH**
**AT HYDERABAD**

THE HON'BLE SRI JUSTICE C.V. RAMULU

W.P.No.12158 of 2002

Date: 4th July, 2007

Between:

S.Ramesh Kumar

.. Petitioner

And

The Deputy Superintendent of Police,
Suryapet, Nalgonda district,
and others.

.. Respondents